

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Yoshikazu KOBAYASHI
Title: WIRELESS LAN UTILIZABILITY DETECTING SYSTEM AND METHOD
Appl. No.: 10/658,199
Filing Date: September 10, 2003
Examiner: Dung Le Lam
Art Unit: 2617
Confirmation No.: 3230

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Mail Stop RCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. § 145 or § 146 (unless the appeal or civil action is terminated).

1. **Submission required** under 37 C.F.R. § 1.114: (check items that apply)

a. Previously submitted:

☒ Please enter and consider the amendment and/or reply previously filed on May 9, 2007.

- ☐ Please consider the Affidavit(s)/Declaration(s) previously filed on _____ but not considered.
- ☐ Please consider the arguments in the Appeal Brief or Reply previously filed on _____.
- ☐ Other _____.
- b. Enclosed are:
- ☐ Amendment/Reply.
- ☐ Affidavit(s)/Declaration(s).
- ☐ Information Disclosure Statement.
- ☐ Form PTO/SB/08 with copies of _____ listed reference(s).
- ☐ Other .

Miscellaneous:

- ☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months.

The filing fee is calculated below:

	CLAIMS AS AMENDED	PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	FEE TOTALS
RCE Fee 1.17(e):				\$790.00	= \$790.00
Total Claims:	13	— 20	= 0	x \$50.00	= \$0.00
Independents	2	— 3	= 0	x \$200.00	= \$0.00
First presentation of any Multiple Dependent Claims:			+	\$360.00	= \$0.00
CLAIMS FEE TOTAL:					= \$790.00

- ☒ Applicant hereby petitions for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$120.00	0	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$450.00		\$0.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$1,020.00		\$1,020.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,590.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$2,160.00		\$0.00
EXTENSION FEE SUBTOTAL:				\$1,020.00
EXTENSION FEE ALREADY PAID: -				\$1,020.00
EXTENSION FEE TOTAL				\$0.00
CLAIMS AND EXTENSION FEE TOTAL:				\$790.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):			\$0.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
TOTAL FEE:				\$790.00

The above-identified fees of \$790.00 are being paid by credit card via EFS-Web.

A three-month extension of time was filed concurrent with the Amendment of May 9, 2007; therefore, no further extension of time fee is due. However, the Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date: May 18, 2007

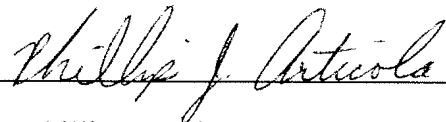
FOLEY & LARDNER LLP

Customer Number: 22428

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By



Phillip J. Articola, Reg. No. 38,819

for

George C. Beck

Attorney for Applicant

Registration No. 38,072